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**United States District Court**  
EASTERN DISTRICT OF NORTH CAROLINA

ROBERT GENE BAILEY,  
Plaintiff,

v.

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ONTARIO D'ANDREA CHISOLM, et al.,  
Defendants.

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**JUDGMENT IN A CIVIL CASE**  
**CASE NO. 5:09-CV-181-F**

**Decision by Court.**

IT IS ORDERED AND ADJUDGED that the court ADOPTS the Magistrate Judge's M&R, and hereby ORDERS that this action is DISMISSED as FRIVOLOUS for the reasons cogently stated in the M&R. The Clerk of Court is DIRECTED to close this case.

THE ABOVE JUDGMENT WAS ENTERED TODAY, **June 11, 2009**, AND A COPY MAILED VIA ELECTRONICALLY OR BY REGULAR MAIL TO:

Robert Gene Bailey  
Cumberland County Detention Center  
204 Gillespie Street  
Fayetteville, NC 28301

June 11, 2009  
Date

DENNIS P. IAVARONE  
Clerk of Court

/s/ Susan K. Edwards

*Wilmington, North Carolina*

*(By) Deputy Clerk*